

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**ERIE COUNTY ENVIRONMENTAL
COALITION, et. al.,
Plaintiffs**

v.

**MILLCREEK TOWNSHIP SEWER
AUTHORITY, et. al.,
Defendants**

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)**CIVIL ACTION NO. 05-59 ERIE**

)**ELECTRONICALLY FILED**

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)**JUDGE COHILL**

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**APPENDIX TO PLAINTIFFS'
REPLY BRIEF**

Plaintiffs file this Appendix to Plaintiffs' Reply Brief for Summary Judgment, pursuant to Rule 56(c) of the Federal Rules of Civil Procedure and LR 56.1 of the Local Civil Rules of the United States District Court for the Western District of Pennsylvania.

I hereby certify that this Appendix contains true and correct copies of the following excerpts from pretrial discovery materials, standing affidavits, and DEP's website with respect to this case:

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Letter to Mr. Anthony Oprendeck, Pennsylvania Department of Environmental Protection from George W. Reidesel, Millcreek Township Sewer Authority, dated October 14, 2004.

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Letter to George W. Reidesel, Millcreek Township Sewer Authority from Gerald Allender, CTE Engineers, dated October 14, 2004.

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Letter to George W. Reidesel, Millcreek Township Sewer Authority from Gerald Allender, CTE Engineers, dated October 14, 2004.

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Letter to Mr. Anthony Oprendeck, Pennsylvania Department of Environmental Protection from George W. Reidesel, Millcreek Township Sewer Authority, dated August 13, 2004.

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| Letter to Millcreek Township Sewer Authority from Gerald Allender, CTE Engineers, dated August 12, 2004. | 8 |
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| Letter to Mr. Anthony Oprendeck, Pennsylvania Department of Environmental Protection from Millcreek Township Sewer Authority, dated June 14, 2004. | 15 |
| Letter to George W. Reidesel, Millcreek Township Sewer Authority from Gerald Allender, CTE Engineers, dated June 14, 2004. | 16-18 |
| Letter to Mr. Anthony Oprendeck, Pennsylvania Department of Environmental Protection from George W. Reidesel, Millcreek Township Sewer Authority, dated April 13, 2004. | 19 |
| Letter to George W. Reidesel, Millcreek Township Sewer Authority from Gerald Allender, CTE Engineers, dated March 24, 2004. | 20-24 |
| Letter to George W. Reidesel from Gary Snyder, Assistant Operations Superintendent, dated March 20, 2004 | 25 |
| Letter to Mr. Anthony Oprendeck, Pennsylvania Department of Environmental Protection from George W. Reidesel, Millcreek Township Sewer Authority, dated December 9, 2003 | 26 |
| Letter to Mr. Anthony Oprendeck, Pennsylvania Department of Environmental Protection from George W. Reidesel, Millcreek Township Sewer Authority, dated December 4, 2003 | 27-28 |
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| Letter to Ms. Christine Nagy, Pennsylvania Department of Environmental Protection from George W. Reidesel, Millcreek Township Sewer Authority, dated January 6, 2000 | 38 |
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| 1992 Consent Order and Agreement between the Commonwealth and Millcreek Township, Excerpt. | 67-69 |
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| Letter to Mr. George Riedesel, Millcreek Township Sewer Authority from WCO Thomas Edwards, Pennsylvania Fish and Boat Commission, dated November 9, 2004 | 76-78 |

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Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I filed the foregoing document by electronic means utilizing the Court's CM/ECF system that will serve notice of electronic filing to Mark J. Shaw, Esq., McDonald, Illig, Jones & Britton, LLP, Attorney for Defendants on this 5th day of May, 2006.

/s/ Jennifer A. Murphy

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